

ORIGINAL

UNITED STATES DISTRICT COURT **FILED**SOUTHERN District of CALIFORNIA

MAR 21 2008

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
DEPUTYJENNY CRAIG FRANCHISING, LLC,  
a Delaware limited liability company,

SUMMONS

V.

DMJ, INC., a Delaware corporation

CASE NUMBER:

'08 CV 0354 JM BLM

TO: (Name and address of Defendant)

DMJ, INC.  
c/o Jon P. Fusco  
6006 Sweetbriar Cove  
Memphis, TN 38120**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)Richard R. Spirra  
Paul A. Henreid  
Gordon & Rees LLP  
101 W. Broadway, Suite 1600  
San Diego, CA. 92101

(619) 696-6700

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

W. SAMUEL HAMRICK, JR.

FEB 25 2008

CLERK

DATE

(By) DEPUTY CLERK

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AO 440 (Rev. 8/01) Summons in a Civil Action

## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>2/27/08</u>
NAME OF SERVER (PRINT) <u>Jerry Plank</u>	TITLE <u>Process Server</u>
Check one box below to indicate appropriate method of service	

☒ Served personally upon the defendant. Place where served: 6006 Sweetbriar Ct. Memphis, TN 38120

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

☐ Returned unexecuted:

☐ Other (specify):

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
		0.00

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

2/27/08

Date

Signature of Server

100 N. Main #3033 Memphis, TN 38103  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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